

## **REMARKS/ARGUMENTS**

The Applicant originally submitted Claims 1-21 in the application and amended Claims 1, 8 and 15 in a preliminary amendment. In the present response, the Applicant has not amended canceled or added and claims. Accordingly, Claims 1-21 are currently pending in the application.

### **I. Rejection of Claims 1, 3-8, 10-15 and 17-21 under 35 U.S.C. §103**

The Examiner has rejected Claims 1, 3-8, 10-15 and 17-21 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,454,024 to Lebowitz in view of U.S. Patent No. 4,117,405 to Martinez. The Applicant respectfully disagrees.

As stated by the Examiner, Lebowitz fails to explicitly teach establishing a wireless link of diminished bandwidth. To cure this deficiency, the Examiner cites Martinez. (Examiner's Action, pages 2-3). Martinez, however, does not teach or suggest a wireless link of diminished bandwidth as recited in Claims 1, 8 and 15.

As defined in the specification, a wireless link of diminished bandwidth is a wireless link having a bandwidth insufficient to provide commercially-acceptable quality of service standards for voice communication that does not interfere with normal voice traffic in a wireless voice network (being, in that sense, "out-of-band"). (Specification, page 5, lines 14-21). Martinez is directed to a narrow-band, relatively ultra-stable radio apparatus for communicating signals from protected premises or other locations from which messages must be transmitted to a central monitoring point, such as, a police station or maintenance center. (Column 1, lines 7-11). To communicate the signals, Martinez teaches compressing alarm transmitter channels within one conventional radio voice channel. (Column 3, lines 45-49). The compressed channels, however, are not a wireless link

of diminished bandwidth as claimed and defined but very-narrow compressed channels on an in-band radio voice channel. Thus, Martinez teaches away from a wireless link of diminished bandwidth as recited in independent Claims 1, 8 and 15 since Martinez teaches employing multiple very-narrow compressed channels on an operable voice channel.

Since the cited combination of Lebowitz and Martinez fails to teach or suggest each and every element of independent Claims 1, 8 and 15, the cited combination of Lebowitz and Martinez does not provide a *prima facie* case of obviousness for Claims 1, 8 and 15 and Claims dependent thereon. Thus, Claims 1, 3-8, 10-15 and 17-21 are not unpatentable in view of Lebowitz and Martinez. Accordingly, the Applicant respectfully requests the Examiner to withdraw the rejection under 35 U.S.C. §103(a) and issue allowance for Claims 1, 3-8, 10-15 and 17-21.

## **II. Rejection of Claims 2, 9 and 16 under 35 U.S.C. §103**

The Examiner has rejected Claims 2, 9 and 16 under 35 U.S.C. §103(a) as being unpatentable over Lebowitz and Martinez in further view of U.S. Patent No. 5,422,626 to Fish. The Applicant respectfully disagrees.

As discussed above, the cited combination of Lebowitz and Martinez does not teach and suggest each and every element of independent Claims 1, 8 and 15. Fish has not been cited to cure the deficiencies of Lebowitz and Martinez but to teach a local transceiver and wireless monitoring station exchanging data in bursts. (Examiner's Action, page 4). Thus, the cited combination of Lebowitz, Martinez and Fish does not teach or suggest each and every element and, therefore, does not provide a *prima facie* of obviousness of independent Claims 1, 8 and 15 and Claims dependent thereon. Accordingly, Claims 2, 9 and 16 are not unpatentable based on Lebowitz, Martinez and

Fish as cited and the Applicant respectfully requests the Examiner to withdraw the rejection under 35 U.S.C. §103(a) and issue allowance thereof.

### **III. Comment of Cited References**

The Applicant reserves further review of references cited but not relied upon if relied upon in the future.

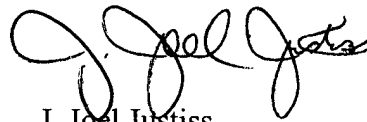
### **IV. Conclusion**

In view of the foregoing remarks, the Applicant now sees all of the Claims currently pending in this application to be in condition for allowance and therefore earnestly solicits a Notice of Allowance for Claims 1-21.

The Applicant requests the Examiner to telephone the undersigned attorney of record at (972) 480-8800 if such would further or expedite the prosecution of the present application.

Respectfully submitted,

HITT GAINES, P.C.



J. Joel Justiss  
Registration No. 48,981

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P.O. Box 832570  
Richardson, Texas 75083  
(972) 480-8800